

7572. Misbranding of Texas Wonder. U. S. * * * v. 4 Dozen Cartons * * * of Texas Wonder. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 11058. I. S. No. 2982-r. S. No. W-462.)

On August 12, 1919, the United States attorney for the Southern District of California, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 4 dozen cartons, each containing 1 2-ounce bottle of Texas Wonder, remaining unsold in the original unbroken packages at Los Angeles, Calif., alleging that the article had been shipped on June 30, 1919, by E. W. Hall, St. Louis, Mo., and transported from the State of Missouri into the State of California, and charging misbranding in violation of the Food and Drugs Act, as amended. The article was labeled in part: (Carton) "A Texas Wonder * * * The Texas Wonder, for Kidney and Bladder Troubles, Diabetes, Weak and Lame Backs, Rheumatism and Gravel. Regulates Bladder Trouble in Children. E. W. Hall, St. Louis, Mo.;" (circular) "The Texas Wonder! For Kidney and Bladder Trouble, Rheumatism and Kindred Diseases * * *."

Analysis of a sample of the article made in the Bureau of Chemistry of this department showed that it consisted essentially of copaiba, rhubarb, turpentine, guaiac, and alcohol.

Misbranding of the article was alleged in substance in the libel for the reason that the therapeutic effects of the article, claimed on the carton and in the circular above quoted, were false and fraudulent in that it contained no ingredient or combination of ingredients capable of producing the therapeutic effects claimed for it.

On October 23, 1919, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

E. D. BALL, *Acting Secretary of Agriculture.*

7573. Adulteration of mackerel. U. S. * * * v. Dench & Hardy Co., a Corporation. Plea of guilty. Fine, \$200. (F. & D. No. 11444. I. S. No. 14006-r.)

On December 6, 1919, the United States attorney for the District of Massachusetts, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against the Dench & Hardy Co., a corporation, Boston, Mass., alleging shipment by said company, in violation of the Food and Drugs Act, on or about June 9, 1919, from the State of Massachusetts into the State of New York, of a quantity of mackerel which was adulterated.

Examination of a sample of the article made in the Bureau of Chemistry of this department showed that the mackerel were soft, mushy, and decomposed.

Adulteration of the article was alleged in the information for the reason that it consisted in part of a filthy, decomposed, and putrid animal substance.

On December 31, 1919, the defendant company entered a plea of guilty to the information, and the court imposed a fine of \$200.

E. D. BALL, *Acting Secretary of Agriculture.*